

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 3540 – SB 3345

March 16, 2012

SUMMARY OF AMENDMENTS (013912, 014622): Deletes all language after the enacting clause. Defines “foreign” as a country or jurisdiction outside of any state or territory of the United States. Requires all initial and renewal charter school applications to include a disclosure of all donations of private funds, including but not limited to, gifts received from foreign governments, foreign legal entities, and if reasonably known, domestic entities affiliated with either foreign governments or foreign legal entities. Prohibits a public charter school chartering authority from approving a charter school application if the proposed charter school plans to use non-immigrant foreign workers on the H1B or J1 visa programs in staff teaching, administrative, or support personnel positions in excess of three and a half percent of the total number of positions in the public charter school in a school year. Prohibits a chartering authority from denying a charter school application solely because the proposed school plans to exceed the limitation in subdivision (c)(1) of this act to employ foreign workers to teach foreign languages who prior to their employment, meet and during H1B or J1 visa period, will meet all Tennessee licensure requirements. Authorizes revocation or denial of a public charter school agreement by the final chartering authority if the public charter school violates any of the prohibitions that are conditions for non-approval under Tenn. Code Ann. § 49-13-108(c).

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

Unchanged from the original fiscal note.

Assumptions applied to amendments:

- The state and local education agencies (LEAs) will continue to provide funding for public charter schools. No fiscal impact on state or local expenditures.
- Adding conditions under which charter school applications may be revoked or denied will have no fiscal impact on state or local government.

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- Any fiscal impact resulting from the restriction on use of non-immigrant foreign workers will be borne by the public charter school.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

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